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Patent
Attorney's Docket No. 032705-008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)
)
Phillip A. PATTEN et al.) Group Art Unit: 1634
)
Application No.: 10/646,221) Examiner: Frank Wei Min Lu
)
Filed: August 22, 2003) Confirmation No.:
)
For: METHODS AND COMPOSITIONS)
FOR POLYPEPTIDE ENGINEERING)

TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Enclosed is a Third Preliminary Amendment and Request by Applicant for
Interference Pursuant to 37 C.F.R. § 41.202 with Appendices A-G.

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§
1.16, 1.17, 1.20(d) and 1.21 that may be required by this paper, and to credit any
overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date January 31, 2005

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THIRD PRELIMINARY AMENDMENT
AND
REQUEST BY APPLICANT FOR INTERFERENCE
PURSUANT TO 37 C.F.R. § 41.202

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Prior to examination on the merits, entry of the following amendment is respectfully requested.

In conjunction with this Preliminary Amendment, Applicants request that an interference be declared between the instant application no. 10/646,221 ("the Patten '221 application") and U.S. Patent No. 6,605,449 to Short ("the Short '449 patent").